



**STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097**

JAN 21 2009

**HWY-RM
3.86452**

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

OAHU

Authorizing the Department of Transportation to Dispose of Highway Remainder Parcels 61 & 75, Kalanianaʻole Highway, Widening Project, Federal Aid Project No. F-072-1 (39), East Halemaumau Street to Keahole Street, at Kuliouou 1st, Honolulu, Hawaii, Tax Map Keys: (1) 3-8-14:4 & (1) 3-8-002:27.

REQUEST:

Authorization to dispose of title to the subject properties, designated as Remainder Parcel 61 and Remainder Parcel 75, as described and shown on the map attached as Exhibit A.

LEGAL REFERENCE:

Section 171-14 and other applicable sections of Chapter 171, Hawaii Revised Statutes, as amended.

LOCATION:

The subject properties are located on the Island of Oahu, and identified by Tax Map Keys: (1) 3-8-14:4 and (1) 3-8-002:27.

AREA:

Remainder Parcel 61: 7,087 square feet
Remainder Parcel 75: 12,441 square feet

ZONING:

Zoning is R-10 residential for both Remainder Parcels.

ITEM M-1

JAN 21 2009

LAND TITLE STATUS:

Ceded, DHHL 30% entitlement lands pursuant to the Hawaii State Constitution:

YES _____ NO X

CURRENT USE STATUS:

Both Remainder Parcel 61 and Remainder Parcel 75 are vacant land surplus to the Department of Transportation Highways Division's needs.

COMMENCEMENT DATE:

Upon transfer of title via sale by Public Auction or by such other terms as prescribed by the Director in the best interest of the State of Hawaii.

COMPENSATION:

Remainder Parcels to be disposed of at fair market value as established by independent fee appraiser.

LIENS AND/OR ENCUMBRANCES:

None noted at this time.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Not applicable. Subject lands are vacant and will become privately owned land at that point. Chapter 343, HRS, would not apply to any future development on the parcels as no State lands would be involved.

REMARKS:

These properties was deemed surplus to the Department of Transportation, Highway Division's needs. The Department of Transportation has no objection to the disposal and transfer of the subject properties at Public Auction or by such other terms as prescribed by the Director in the best interest of the State of Hawaii.

RECOMMENDATION:

Authorize the Department of Transportation to dispose of Remainder Parcel 61 and Remainder Parcel 75, and to sell the lots, at fair market value for the reimbursement of the Federal Aid Project, in accordance with Section 171-14, Hawaii Revised Statutes, subject to the following:

1. The standard terms and conditions of the most current quitclaim deed form;
2. Review and approval by the Department of the Attorney General
3. Such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State;
4. The parcel shall be conveyed in an “as is” condition and the State makes no warranty or representation about its condition or the presence of hazardous materials on, under or about the same.

Respectfully submitted,



BRENNON T. MORIOKA, Ph.D., P.E.
Director of Transportation

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN, Chairperson

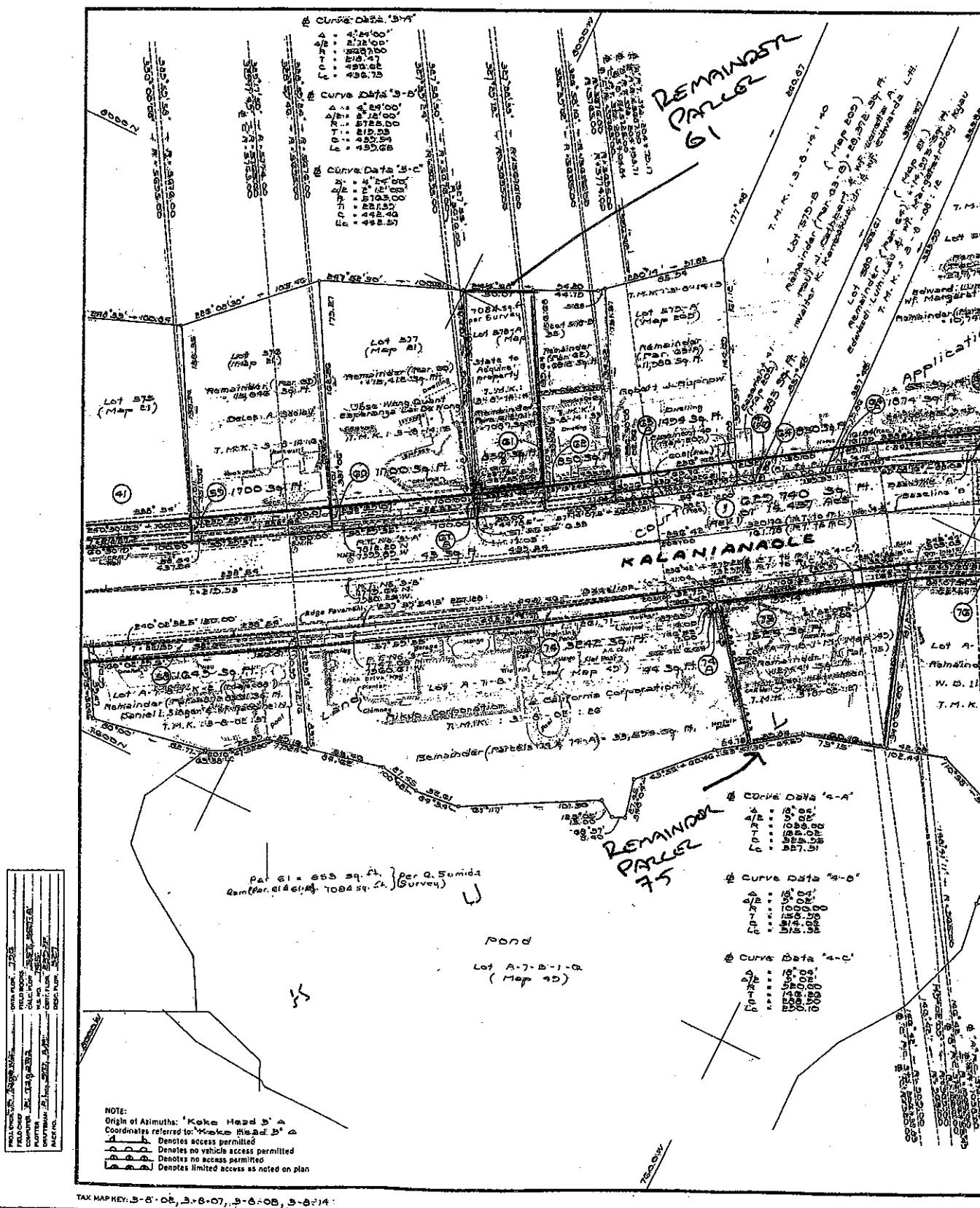


EXHIBIT A

